

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of: Jorgen FENGER

Application No.: 09/830,698

Filed: August 1, 2001

For: CARRYING DEVICE FOR BOX-SHAPED ITEMS

Art Unit: 3634

Examiner: K. H. TRAN

Confirmation No. 1813

Atty.'s Docket: FENGER=1

Washington, D.C.

Date: January 13, 2005



Customer Window, Mail Stop Amendment
Honorable Commissioner for Patents
U.S. Patent and Trademark Office
2011 South Clark Place
Crystal Plaza Two, Lobby, Room 1B03
Arlington, Virginia 22202

Sir:

Transmitted herewith is a [] Amendment [XX] RESPONSE in the above-identified application.

- [] Small Entity Status: Applicant(s) claim small entity status. See 37 C.F.R. §1.27.
[] A verified statement to establish small entity status under 37 CFR 1.9 and 1.27 is enclosed.
[XX] No additional fee is required.
[] The fee has been calculated as shown below:

(Col. 1)		(Col. 2)		(Col. 3)	SMALL ENTITY		OR	OTHER THAN SMALL ENTITY	
	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA EQUALS	RATE	ADDITIONAL FEE		RATE	ADDITIONAL FEE
TOTAL	30	MINUS	** 30	0	x 9	\$		x 18	\$
INDEP.	2	MINUS	*** 3	0	x 43	\$		x 86	\$
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM					+ 145	\$		+ 290	\$
					ADDITIONAL FEE TOTAL			TOTAL	

- * If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.
** If the "Highest Number Previously Paid for" IN THIS SPACE is less than 20, write "20" in this space.
*** If the "Highest Number Previously Paid for" IN THIS SPACE is less than 3, write "3" in this space.

The "Highest Number Previously Paid For" (total or independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment of the number of claims originally filed.

[XX] Conditional Petition for Extension of Time

If any extension of time for a response is required, applicant requests that this be considered a petition therefor.

[] It is hereby petitioned for an extension of time in accordance with 37 CFR 1.136(a). The appropriate fee required by 37 CFR 1.17 is calculated as shown below:

Small Entity

Response Filed Within

- [] First - \$ 55.00
[] Second - \$ 210.00
[] Third - \$ 475.00
[] Fourth - \$ 740.00

Month After Time Period Set

Other Than Small Entity

Response Filed Within

- [] First - \$ 110.00
[] Second - \$ 420.00
[] Third - \$ 950.00
[] Fourth - \$ 1480.00

Month After Time Period Set

[] Less fees (\$) already paid for ___ month(s) extension of time on _____.

[] Please charge my Deposit Account No. 02-4035 in the amount of \$ _____.

[] Credit Card Payment Form, PTO-2038, is attached, authorizing payment in the amount of \$ _____.

[] A check in the amount of \$ _____ is attached (check no.).

[XX] The Commissioner is hereby authorized and requested to charge any additional fees which may be required in connection with this application or credit any overpayment to Deposit Account No. 02-4035. This authorization and request is not limited to payment of all fees associated with this communication, including any Extension of Time fee, not covered by check or specific authorization, but is also intended to include all fees for the presentation of extra claims under 37 CFR §1.16 and all patent processing fees under 37 CFR §1.17 throughout the prosecution of the case. This blanket authorization does not include patent issue fees under 37 CFR §1.18.

BROWDY AND NEIMARK

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ATTY.'S DOCKET: FENGER=1

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Jorgen FENGER)	Examiner: K.H. Tran
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Appln. No.: 09/830,698)	Washington, D.C.
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Date Filed: August 1, 2001)	Confirmation No.: 1813
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For: CARRYING DEVICE FOR)	January 13, 2005
BOX-SHAPED ITEMS)	

RESPONSE

Customer Window, Mail Stop Amendment
Honorable Commissioner for Patents
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Crystal Plaza Two, Lobby, Room 1B03
Arlington, Virginia 22202

Sir:

This is in response to the Examiner's December 13, 2004, Office Communication maintaining that Applicant's August 4, 2004, reply is not fully responsive to the Examiner's May 4, 2004, Office Action. The Examiner continues by indicating that Applicant has failed to argue each and every rejection, namely those rejections under 35 U.S.C. 103 including arguments directed towards the combination of references, i.e.:

(a) U.S. patent 6,193,336 (Jencka) in view of U.S. patent 5,502,564 (Zuzack) and